



Case Number: 3:19-CR-00493-M

UNITED STATES OF AMERICA,

v.

BENJAMIN ADELEKE IFEBAJO (2),

Defendant.

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REPORT AND RECOMMENDATION
CONCERNING PLEA OF GUILTY

BENJAMIN ADELEKE IFEBAJO, by consent, under authority of United States v. Dees, 125 F.3d 261 (5th Cir. 1997), has appeared before me pursuant to Fed. R. Crim.P. 11, and has entered a plea of guilty to Counts 1, 18-22, 25, 26, 28, 34-38, 43, 48, 51, 54, & 56 of the Indictment. After cautioning and examining BENJAMIN ADELEKE IFEBAJO under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offenses charged are supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty be accepted, and that BENJAMIN ADELEKE IFEBAJO be adjudged guilty of Conspiracy to Commit Wire Fraud and Bank Fraud, in violation of 18 USC §§ 1343, 4344 and 1349 (Count 1), Wire Fraud Aiding and Abetting Wire Fraud, in violation of 18 USC §§ 1343 and 2 (Counts 18-22, 25, 26), Conspiracy to Commit Money Laundering, in violation of 18 USC §§ 1956(a)(1)(B)(i), 1956(h), and 1957 (Count 28), Laundering Monetary Instruments and Aiding and Abetting Laundering Monetary Instruments, in violation of 18 USC §§ 1956(a)(1)(B)(i) and 2 (Counts 34-38, and 43), and Use of a False Passport, in violation of 18 USC § 1543 (Counts 48, 51, 54, and 56) and have sentence imposed accordingly. After being found guilty of the offense by the district judge,

- ☒ The defendant is currently in custody and should be ordered to remain in custody.
- ☐ The defendant must be ordered detained pursuant to 18 U.S.C. § 3143(a)(1) unless the Court finds by clear and convincing evidence that the defendant is not likely to flee or pose a danger to any other person or the community if released.
 - ☐ The Government does not oppose release.
 - ☐ The defendant has been compliant with the current conditions of release.
 - ☐ I find by clear and convincing evidence that the defendant is not likely to flee or pose a danger to any other person or the community if released and should therefore be released under § 3142(b) or (c).
 - ☐ The Government opposes release.
 - ☐ The defendant has not been compliant with the conditions of release.
 - ☐ If the Court accepts this recommendation, this matter should be set for hearing upon motion of the Government.
- ☐ The defendant must be ordered detained pursuant to 18 U.S.C. § 3143(a)(2) unless (1)(a) the Court finds there is a substantial likelihood that a motion for acquittal or new trial will be granted, or (b) the Government has recommended that no sentence of imprisonment be imposed, or (c) exceptional circumstances are clearly shown under § 3145(c) why the defendant should not be detained, and (2) the Court finds by clear and convincing evidence that the defendant is not likely to flee or pose a danger to any other person or the community if released.

Date: March 10, 2020.


UNITED STATES MAGISTRATE JUDGE

NOTICE

Failure to file written objections to this Report and Recommendation within fourteen (14) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. §636(b)(1)(B).